

EXHIBIT 3

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1 THE O'MARA LAW FIRM, P.C.
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5 | Attorney for Desert Rose Club, LLC

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

9 || JANE DOE;

Case No. 3:24-cv-00065-MMD-CLB

Plaintiffs,

11 | v.

12 JOSEPH LOMBARDO, Governor of
13 Nevada, in his official capacity; AARON
14 FORD, Attorney General of Nevada, in
15 his official capacity; NYE COUNTY;
16 ELKO COUNTY; STOREY COUNTY;
17 WESTERN BEST, INC. D/B/A
18 CHICKEN RANCH; WESTERN BEST,
19 LLC; DESERT ROSE CLUB, LLC;
HACIENDA ROOMING HOUSE, INC.
D/B/A BELLA'S HACIENDA RANCH;
MUSTANG RANCH PRODUCTIONS,
LLC D/B/A MUSTANG RANCH
LOUNGE, LLC' LEONARD "LANCE"
GILMAN, in his official capacity; and
LEONARD "LANCE" GILMAN, in his
individual capacity.

**DECLARATION IN SUPPORT OF
MOTION FOR SANCTIONS PURSUANT
TO 28 U.S.C. § 1927 AND THE COURT'S
INHERENT AUTHORITY**

Defendants.

22 I, David C. O'Mara, Esq., being duly sworn under penalty of perjury, state that the following:

23 1. I am over the age of 18 and am a licensed Nevada attorney and counsel for defendant
24 Desert Rose Club, LLC.

25 2. This Declaration is made in support of Desert Rose's motion for sanctions ("Motion").
26 3. Declarant was retained by Desert Rose in mid-March, 2024. Since that time, as set forth
27 in the Motion and the attached billing statements, Desert Rose has incurred attorney's fees totaling
28 Eighteen Thousand Six Hundred Eighty Dollars (\$18,680.00) in defending this lawsuit.

1 4. A true and correct copy of the detailed billing statements of attorneys' fees incurred by
2 Desert Rose in this matter is attached to the Motion.

3 5. Declarant has practiced law in Nevada since 2003 and has been involved in several
4 matters in Federal Court throughout his career, including litigation where Declarant was lead counsel,
5 liaison counsel, and local counsel. Counsel's experience in this jurisdiction is predominantly on plaintiff
6 side litigation and trial work in civil matters representing clients in state and federal courts in class
7 actions.

8 6. Declarant has appeared in the Nevada District Court throughout the State of Nevada and
9 has appeared before the Nevada Court of Appeals and Nevada Supreme Court on several matters.

10 7. During my time in practice, I have represented a variety of clients including shareholders,
11 business, and individuals, including those that have initiated the litigation and those that were in need, as
12 Desert Rose, of a defense.

13 8. I earned my bachelor's degree at the University of Nevada, Reno, and my J.D. with a
14 certificate in government affairs at the University of the Pacific, McGeorge School of Law.

15 9. Declarant believes his standing in the Northern Nevada legal community is high.
16 Declarant has been a member of the Nevada Supreme Court Bench Bar for several years.

17 10. My hourly rate for litigation is \$550.00 per hour, which is commensurate with my skills
18 and experience. However, this rate was reduced because of Counsel's ability to work with other defense
19 Counsel. The current rate charged to Desert Rose for this matter was set at \$450.00; an amount that is
20 supported by the Northern Nevada legal market.

21 11. Counsel was able to recognize when Desert Rose needed to branch off and protect its
22 own interest, and when to utilize the legal abilities of other defense counsel when legal pleadings would
23 be redundant as other defendants had addressed the legal issues that affected all the defendants. While
24 Desert Rose was able to file various joinders, the legal issues and arguments still had to be researched
25 and presented to make sure they would be beneficial to Desert Rose.

26 12. Defense of this lawsuit required a proportionate amount of work from Desert Rose's
27 counsel, especially in light of the seriousness of the allegations levied against Desert Rose.

28

1 13. Desert Rose was being sued for slavery and sex trafficking, but the allegations also
2 included several salacious allegations against one of the owners personally. Doe's Counsel actively
3 sought publicity for these allegations and upon information and belief, raised millions of dollars for the
4 underlying organization. As such, counsel ensured, with the assistance of other defendants' counsel, that
5 the defense being prepared was adequate to meet the seriousness of the lawsuit.

6 14. As shown in the supporting documentation, Counsel devoted a proportionate amount of
7 time in defending Desert Rose against the seriousness of the allegations.

8 15. These attorneys' fees were incurred as a direct result of Doe's counsel multiplying these
9 proceedings unreasonably and vexatiously as set forth in more detail in the Motion.

10 16. For these reasons, and those set forth in the Motion, the Eighteen Thousand Six
11 Hundred Eighty Dollars (\$18,680.00) in attorneys' fees are reasonable, necessary and actually
12 incurred.

13 17. Attached as Exhibit 1 to the Motion is a true and correct copy of the Propublica¹
14 website showing the National Center on Sexual Exploitation, Inc. Review, Expense, Assets, from
15 their fundraising actions related, in part, to this litigation.

16 18. I declare under penalty of perjury under the law of the State of Nevada that the
17 foregoing is true and correct.

18 | Dated: May 12, 2025.

THE O'MARA LAW FIRM, P.C.

/s/ David C. O'Mara, Esq.
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²⁸ ¹ According to the website, ProPublica is an independent, nonprofit newsroom.

CERTIFICATE OF SERVICE

I hereby certify that on May 12, 2025, I electronically filed the foregoing document using the CM/ECF system which will send notification of such filing to the email addresses registered in the CM/ECF system, as denoted on the Electronic Mail Notice List.

6 | Dated: May 12, 2025

/s/ Valerie Weis

VALERIE WEIS